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Attorneys for Defendants
 SentinelOne, Inc., Tomer Weingarten, and David
 Bernhardt

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

CHRISTOPHER NYREN, Individually and on
 Behalf of All Others Similarly Situated,

Plaintiff,

v.

SENTINELONE, INC., TOMER
 WEINGARTEN, and DAVID BERNHARDT,

Defendants.

Case No.: 4:23-CV-02982-HSG

**STIPULATION AND ORDER
 EXTENDING TIME FOR
 DEFENDANTS TO RESPOND TO
 COMPLAINT AND CONTINUING
 CASE MANAGEMENT
 CONFERENCE AND ASSOCIATED
 DEADLINES**

STIP. AND ORDER EXTENDING TIME
 TO RESPOND AND CONTINUING CMC

Case No.: 4:23-CV-02982-HSG

1 WHEREAS, this action is a proposed class action alleging violations of the federal
2 securities laws against SentinelOne, Inc., Tomer Weingarten and David Bernhardt (collectively,
3 “Defendants”);

4 WHEREAS, this action is subject to the requirements of the Private Securities Litigation
5 Reform Act of 1995, 15 U.S.C. § 78u-4, Pub. L. No. 104-67, 109 Stat. 737 (1995) (the
6 “PSLRA”), which sets forth specialized procedures for the administration of securities class
7 actions;
8

9 WHEREAS, the PSLRA provides for appointment of a Lead Plaintiff to act on behalf of
10 the purported class, which appointment shall not be made until after any motion to consolidate is
11 decided (15 U.S.C. § 78u-4(a)(3)(B)(ii));

12 WHEREAS, motions for consolidation and appointment of lead plaintiff were filed on
13 August 7, 2023 in the related action entitled, *Johansson v. SentinelOne, Inc., et al.*, Case No.
14 4:23-cv-02786-HSG (“*Johansson*”);
15

16 WHEREAS, the approval of lead counsel will follow the Court’s decision on the Lead
17 Plaintiff and Consolidation Motion(s), which are currently set for hearing in the *Johansson* action
18 on October 5, 2023;

19 WHEREAS, the parties expect Lead Plaintiff will thereafter file an amended complaint;

20 WHEREAS, Defendants anticipate moving to dismiss Lead Plaintiff’s complaint and that
21 counsel for Defendants and counsel for the Court-appointed Lead Plaintiff will submit a briefing
22 schedule to the Court in connection with any such motion(s);
23

24 WHEREAS, because the PSLRA provides for (i) the consolidation of similar actions;
25 (ii) appointment of Lead Plaintiff; and (iii) the filing of a single consolidated complaint by Lead
26 Plaintiff, requiring Defendants to respond to the existing complaint would result in the needless
27 expenditure of private and judicial resources;
28

1 WHEREAS, unless otherwise ordered by the Court, all discovery is stayed during the
2 pendency of any motion to dismiss under the PSLRA (15 U.S.C. § 78u-4(b)(3)(B));

3 WHEREAS, on June 20, 2023, the Court issued an Initial Case Management Scheduling
4 Order (ECF No. 5) in the above-captioned action with the following deadlines:

- 5 1. August 29, 2023 for the parties to comply with certain requirements under the
6 Federal Rules of Civil Procedure and the Northern District of California Civil
7 Local Rules (“Local Rules” or “Civil L.R.”) and Alternative Dispute Resolution
8 (“ADR”) Local Rules regarding initial disclosures, early settlement, ADR process,
9 and discovery planning;
- 10 2. September 12, 2023 for the parties to file a Case Management Statement, a Rule
11 26(f) Report, or state any objections, and complete initial disclosures; and
- 12 3. September 19, 2023 at 2:00 p.m. for an Initial Case Management Conference; and

13 WHEREAS, on August 21, 2023, the parties filed a Stipulation and [Proposed] Order
14 Extending Time for Defendants to Respond to Complaint and Continuing Case Management
15 Conference and Associated Deadlines (ECF No. 16), which stipulation remained pending before
16 the Court at the time of reassignment;

17 WHEREAS, on August 30, 2023, this action was related to *Johansson* and reassigned to
18 this Court (ECF No. 19);

19 WHEREAS, following reassignment, on August 31, 2023, this Court issued a notice
20 resetting the Case Management conference for September 26, 2023 at 2:00 p.m. and requested
21 that the parties file a Case Management Statement by September 19, 2023 (ECF No. 20);

22 WHEREAS, counsel for the parties respectfully submit that because the pleadings are not
23 yet set, and because, absent court order, discovery is stayed pending any motion(s) to dismiss,
24 good cause exists to vacate the existing September 26, 2023 Initial Case Management Conference

1 and associated deadlines until after such time as the Court has ruled on the appointment of Lead
 2 Plaintiff and lead counsel, as well as any motion(s) to dismiss;

3 IT IS ACCORDINGLY STIPULATED, pursuant to Civil L.R. 7-12, by and between the
 4 undersigned counsel for the parties, that:

- 5 i. Pursuant to Civil L.R. 6-1(a), the Defendants' obligation to answer, move, or
 6 otherwise respond to the complaint is extended until after the appointment of a
 7 Lead Plaintiff and lead counsel;
- 8 ii. Within ten (10) days of the appointment of a Lead plaintiff and approval of lead
 9 counsel, counsel for Defendants and counsel for the Court-appointed Lead Plaintiff
 10 shall meet and confer and submit to the Court a mutually agreeable schedule for
 11 the filing of a consolidated or amended complaint and Defendants' responses
 12 thereto;
- 13 iii. Pursuant to Civil L.R. 16-2, the Initial Case Management Conference on
 14 September 26, 2023 is vacated, along with any associated deadlines under the
 15 Federal Rules of Civil Procedure and Civil Local Rules, to be reset for a date that
 16 is 30 days after the Court rules on Defendants' anticipated motion(s) to dismiss
 17 Lead Plaintiff's complaint, or such other date as the Court shall determine to be
 18 appropriate; and
- 19 iv. All associated ADR program deadlines likewise be deferred.
 20
 21
 22

23 Dated: August 31, 2023

FENWICK & WEST LLP

24 By: /s/ Marie Bafus
 25 Marie Bafus

26 Attorneys For Defendants
 27 SentinelOne, Inc., Tomer Weingarten, and David
 28 Bernhardt

Dated: August 31, 2023

POMERANTZ LLP

By: /s/ Jennifer Pafiti
Jennifer Pafiti

Attorney for Plaintiff
Christopher Nyren

Pursuant to Civil L.R. 5-1(h)(3), all signatories concur in filing this stipulation.

Dated: August 31, 2023


FENWICK & WEST LLP

By: /s/ Marie Bafus
Marie Bafus

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 9/5/2023


Hon. Haywood S. Gilliam, Jr.
United States District Court Judge

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